

AMENDED IN SENATE SEPTEMBER 7, 2007

AMENDED IN SENATE AUGUST 31, 2007

AMENDED IN ASSEMBLY JUNE 1, 2007

AMENDED IN ASSEMBLY APRIL 12, 2007

AMENDED IN ASSEMBLY MARCH 26, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 639

Introduced by Assembly Member Hancock
(*Coauthor: Senator Romero*)

February 21, 2007

An act to add and repeal Section ~~1727~~ 3001.5 of the ~~Welfare and Institutions~~ Penal Code, relating to parole.

LEGISLATIVE COUNSEL'S DIGEST

AB 639, as amended, Hancock. ~~Parole: juveniles. Parole:~~
identification cards.

Existing law provides that after ~~juveniles inmates~~ are released from the Department of Corrections and Rehabilitation, they are placed on parole, as specified.

Existing law requires the Division of Juvenile Facilities and the Board of Parole Hearings, within the Department of Corrections and Rehabilitation, to exercise powers and duties related to, among other things, discharges of commitment, orders to parole and conditions thereof, revocation or suspension of parole, disciplinary appeals, determination of offense categories, and the setting of parole considerations.

On and after January 1, 2009, and until January 1, 2014, this bill would ~~provide~~ *require* that prior to ~~each ward~~ *certain inmates* being released on parole ~~from the state prison at San Quentin~~, the Department of Corrections and Rehabilitation ~~shall~~ take reasonable steps to ensure that each parolee successfully obtains a valid California identification card, as defined, issued by the Department of Motor Vehicles.

This bill would require the department, in collaboration with the Department of Motor Vehicles, to allow the Department of Motor Vehicles to make ~~biannual~~ *semiannual* visits to the ~~department's facilities state prison at San Quentin~~ to provide identification cards to eligible ~~wards inmates~~ upon their release and to ~~wards inmates~~ who are eligible to be released or released on parole within 6 months.

This bill would specify the department's duties in providing and obtaining the information necessary for eligible ~~wards inmates~~ to obtain identification cards.

The bill would declare the intent of the Legislature and state findings and declarations of the Legislature in connection with these provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 *SECTION 1. It is the intent of the Legislature to enact*
- 2 *legislation that reduces recidivism rates for California's parolees.*
- 3 *Furthermore, it is the intent of the Legislature to establish an*
- 4 *interagency program between the Department of Corrections and*
- 5 *Rehabilitation and the Department of Motor Vehicles that provides*
- 6 *inmates with identification cards upon their release from prison,*
- 7 *providing them with an important tool for their reintegration into*
- 8 *society.*
- 9 *SEC. 2. The Legislature finds and declares all of the following:*
- 10 *(a) The lack of proper identification for individuals recently*
- 11 *released from prison is a major barrier to successful community*
- 12 *reintegration.*
- 13 *(b) Inmates who have served long sentences may have outdated*
- 14 *identification or lost it during their travel through the criminal*
- 15 *justice system.*
- 16 *(c) The lack of an ID card leaves parolees unable to complete*
- 17 *employment forms, apply for housing, open a bank account, cash*

1 or deposit a check, receive necessary medication, register for
2 school, or enter a federal building.

3 (d) In the state of California only 21 percent of parolees
4 successfully complete parole and California has one of the nation's
5 highest recidivism rates.

6 (e) According to the Department of Corrections and
7 Rehabilitation it costs thirty-five thousand five hundred
8 eighty-seven dollars (\$35,587) to incarcerate an inmate for a year.

9 ~~SECTION 1. Section 1727 is added to the Welfare and~~
10 ~~Institutions Code, to read:~~

11 ~~1727.—~~

12 SEC. 3. Section 3001.5 is added to the Penal Code, to read:

13 3001.5. (a) Prior to each ~~ward~~ inmate being released on parole
14 from the state prison at San Quentin, the Department of Corrections
15 and Rehabilitation shall take reasonable steps to ensure that each
16 parolee successfully obtains a valid California identification card
17 issued by the Department of Motor Vehicles.

18 (b) The department, in collaboration with the Department of
19 Motor Vehicles, shall allow the Department of Motor Vehicles to
20 make ~~biannual visits to the department's facilities~~ semiannual
21 visits to San Quentin prison for the purpose of providing
22 state-issued identification cards to ~~wards inmates~~ upon their release
23 and to ~~wards inmates~~ who are eligible to be released or released
24 on parole within six months. *Only inmates released from the*
25 *general population or on the main line shall be eligible for receipt*
26 *of an identification card. Inmates held within the reception center*
27 *are not eligible for an identification card pursuant to this section.*

28 (c) (1) The department shall verify ~~ward~~ eligibility for the
29 identification card by obtaining the ~~ward's inmate's~~ birth date and
30 legal presence information through the ~~ward's inmate's~~ file.

31 (2) ~~A ward~~ An inmate is not eligible to receive an identification
32 card pursuant to this section if the ~~ward inmate~~ already has
33 possession of a validly issued California identification card or
34 driver's license.

35 (d) Identification cards shall be issued pursuant to subdivision
36 (a) of Section 13005 of the Vehicle Code.

37 (e) All identification cards shall be subject to Section 13004 of
38 the Vehicle Code.

39 (f) ~~A ward~~ An inmate shall pay all fees charged by the
40 Department of Motor Vehicles related to the issuance of an

1 identification card. However, the Department of Motor Vehicles
2 shall waive any or all of the fee upon a finding of an inability to
3 pay.

4 (g) This section shall become operative on January 1, 2009.

5 (h) This section shall remain in effect only until January 1, 2014,
6 and as of that date is repealed, unless a later enacted statute, that
7 is enacted before January 1, 2014, deletes or extends that date.